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HOUSE BILL 584

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Ray Begaye

AN ACT

RELATING TO HIGHER EDUCATION; DEFINING "RESIDENT STUDENT" AT
STATE POST-SECONDARY EDUCATIONAL INSTITUTIONS TO INCLUDE
MEMBERS OF INDIAN NATIONS, TRIBES AND PUEBLOS LOCATED WHOLLY OR
PARTIALLY IN NEW MEXICO.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 21-1-3 NMSA 1978 (being Laws 1970,
Chapter 47, Section 1, as amended) is amended to read:

"21-1-3. STATE EDUCATIONAL INSTITUTIONS--RESIDENT
STUDENTS.--

A. For the purpose of tuition payment at the
resident student rates at state educational institutions [~~as~~
~~defined~~] enumerated in Article 12, Section 11 of the
constitution of New Mexico, "resident student" includes:

- (1) any person not otherwise entitled to claim

underscored material = new
[bracketed material] = delete

1 residence who is a member of the armed forces of the United
2 States or armed forces of a foreign country assigned to active
3 duty within the exterior boundaries of this state; and

4 (2) the spouse or dependent child of any
5 person who qualifies under Paragraph (1) of this subsection.

6 B. Assignment to active duty within the exterior
7 boundaries of this state may be established by a certificate of
8 assignment from the commanding officer of the person so
9 assigned.

10 C. For the purpose of tuition payment at resident
11 student rates at New Mexico highlands university, "resident
12 student" may include any person who is a Native American and a
13 citizen of the United States.

14 D. For the purposes of tuition payment and budget
15 and revenue calculations, the board of regents of any post-
16 secondary, state educational institution [~~as defined~~]
17 enumerated in Article 12, Section 11 of the constitution of New
18 Mexico may determine that "resident student" includes any Texas
19 resident who resides within a one hundred thirty-five mile
20 radius of that institution.

21 E. For the purpose of tuition payment and budget
22 and revenue calculations, "resident student" includes any
23 student receiving an athletic scholarship from a post-secondary
24 educational institution set forth in Article 12, Section 11 of
25 the constitution of New Mexico.

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